

To: Distler, Kenneth[DISTLER.KENNETH@EPA.GOV]
From: Russ, Timothy
Sent: Tue 4/2/2013 5:16:53 PM
Subject: FW: Latest Draft NPL Project NEPA General Conformity Comments
(Version 5 dated 3/27/13)
EPA General ConformityConcerns CD edits 3-27-13 -Version5 (2) +sll + keb.docx

Ex. 5 - Deliberative Process

Hi Ken,

I see Karen's points about only referring to the EPA-approved State general conformity provisions. This will take a bit more of a re-draft with explanatory language in the email to you and Carl.

Tim

Tim Russ
Environmental Scientist
USEPA Region 8
Air Program
1595 Wynkoop Street (8P-AR)
Denver, CO 80202-1129
Ph. (303) 312-6479
Fax (303) 312-6064
e-mail: russ.tim@epa.gov

From: Bennett, Karen
Sent: Tuesday, April 02, 2013 11:05 AM
To: Russ, Timothy
Cc: Laumann, Sara; schneeberg, sara
Subject: RE: Latest Draft NPL Project NEPA General Conformity Comments
5 dated 3/27/13)

Ex. 5 - Deliberative Process

Hello Tim,

As I stated in my previous round of comments, I generally agree with the comments you have

drafted to send to BLM on their general conformity analysis for the NPL project. I have added a few edits and comments on top of what Sara sent to you last week.

Ex. 5 - Attorney Client

Ex. 5 - Attorney Client

Thanks to you and Sara for providing me with the opportunity to comment on this.

Karen

Karen Bennett | U.S. Environmental Protection Agency

Office of General Counsel | ARN 7409K | 202-564-3298

From: Laumann, Sara
Sent: Friday, March 29, 2013 3:10 PM
To: Russ, Timothy

Cc: Daly, Carl; Distler, Kenneth; Jackson, Scott; Perkins, Erin; Bennett, Karen
Subject: FW: Latest Draft NPL Project NEPA General Conformity Comments -
(Version 5 dated 3/27/13)

Ex. 5 - Deliberative Process

Internal and Deliberative – do not release under FOIA or Discovery

Tim

Thanks for the chance to look this over. A few edits/questions/comments in the attached.

Ex. 6 - Personal Privacy

Ex. 6 - Personal Privacy

I am going ahead and sending this to you, and also copying OGC's Karen Bennett (and including the various documents reviewed and cited for her) and letting her know this is being drafted in the event she wants to also look this over before it goes out (I suspect she will!). I'd normally coordinate with Karen before sending to the comments to you, but I know you are anxious to send these so I want to keep the process

Ex. 6 - Personal Privacy

Thanks,

Sara L. Laumann

Associate Regional Counsel

USEPA Region 8 - Office of Regional Counsel

1595 Wynkoop Street

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P: 303-312-6443

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From: Laumann, Sara

Sent: Wednesday, March 27, 2013 5:00 PM

To: Russ, Timothy

Cc: Daly, Carl; Distler, Kenneth; Jackson, Scott; Perkins, Erin

Subject: RE: Latest Draft NPL Project NEPA General Conformity Comments
5 dated 3/27/13)

Ex. 5 - Deliberative Process

Tim

Just to clarify/confirm, the comments you have drafted are regarding the following language from the attached document(s), if your draft comments are on other language, can you let me know what that is?

Thanks

Sara

Draft chapter 2, on page 2-5 and 2-6 (in case this format is too hard to read - as it is for me)

Referred to BLM

Referred to BLM

Referred to BLM

Here's what they have from Chapter 3, page 3-5

Referred to BLM

Referred to BLM

Sara L. Laumann

Associate Regional Counsel

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P: 303-312-6443

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From: Russ, Timothy

Sent: Wednesday, March 27, 2013 3:50 PM

To: Laumann, Sara

Cc: Daly, Carl; Distler, Kenneth; Jackson, Scott

Subject: FW: Latest Draft NPL Project NEPA General Conformity Comments -
(Version 5 dated 3/27/13)

Ex. 5 - Deliberative Process

Hi Sara,

As we discussed just a bit ago, I have attached our latest version (#5) of draft general conformity comments related to two sections of the BLM's preliminary DEIS for the NPL project in Wyoming's UGRB 8-hour ozone nonattainment area.

It would help us much if you could give a short review to just draft comment number 1 in the document (see language as in blue) as it relates to drill rig engines. We drew upon much of the information that Region 8 provided previously to Jeremy Nichols, on his issue of permitting drill rig engines in Colorado, from our letter of June 2, 2009 (please see the attached .pdf file).

Thanks much for your help!

Tim

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